

17 7 0092

17370

EXHIBIT

440

September 30, 1968

Miss Margaret Croft  
3725 Nolensville Road  
Nashville, Tennessee

Dear Miss Croft:

Mr. A. W. Hutchison, Jr., Consulting Engineer, has discussed with me the oil waste problem in your spring which originated at an oil waste pond of the Louisville & Nashville Railway Company, Radnor Yard. As explained to you before, I regret that this problem has taken so long to obtain any action by the Railway Company.

I am enclosing a copy of another letter to the Louisville & Nashville that I have written. It may be that the information has not reached a high enough official to obtain quick action.

I suggested to Mr. Hutchison that it may be desirable for your attorney to also contact the Louisville & Nashville, and if necessary, enter suit to obtain correction and for damage to your water supply spring.

If a suit is necessary, our staff will be glad to testify on this matter for you. We would request a subpoenas prior to testifying in court, but we would accept the subpoenas and help in any way that we could.

Unless the Louisville & Nashville makes a definite start on the problem to correct the waste problem we intend to recommend that our Board issue a Notice of Hearing on this problem and hold a Board hearing on November 15, 1968.

I believe that action by the Board and probably by your attorney will lead to correction.

Sincerely,

S. Leary Jones, Executive Secretary  
Tennessee Stream Pollution Control Board

SLJ/jw  
Enclosure

CC: Mr. A. W. Hutchison, Jr.  
CC: Mr. Dick C. Thompson